

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashley J. Birkett

Art Unit: 1648

Serial No.: 09/930,915

Filed: August 15, 2001

For: IMMUNOGENIC HBc CHIMER  
PARTICLES HAVING ENHANCED STABILITY


Examiner: Bo Peng

Attorney Docket No.: LOR-102.2 (81175)

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this paper is being electronically  
deposited online with the United States Postal Service on  
this date

  
Date Sept. 1, 2009 Registration No. 29,381  
Attorney for Applicant(s)

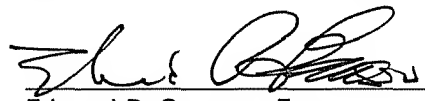
Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated  
March 4, 2009 of the Primary Examiner finally rejecting claims 1-9, 12-33, 35-38, and 42-78.

The item(s) checked below are appropriate:

1. (X) A Petition for Extension of Time to respond to the final rejection is filed herewith, along with the Petition Fee \$1,110.00 to be charged to Deposit Account No. 23-0920 and paid electronically.
2. (X) Fee amount \$540 to be charged to Deposit Account No. 23-0920 and paid electronically.  
( ) Fee amount of \_\_\_\_\_ enclosed.  
(X) The Commissioner is hereby authorized to charge any additional fee which may be required, or credit any overpayment to Deposit Account No. 23-0920. Should no proper payment be enclosed, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 23-0920. (One additional copy of this Notice is enclosed herewith.)  
(X) No further petition for an extension of time is believed to be required. However, should such a petition or any other petition be required, please deem this paper to be the required petition.

Dated: September 01, 2009

  
Edward P. Gamson, Esq.  
Registration No. 29,381

Address to which Correspondence is to be sent: HUSCH BLACKWELL SANDERS WELSH & KATZ  
120 South Riverside Plaza  
22nd Floor  
Chicago, Illinois 60606  
(312) 655-1500